

- 1 -

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Before the Examiner:
Banerjee et al. : Shah, Chirag G.
Serial No.: 09/892,963 : Group Art Unit: 2664
Filed: June 27, 2001 :
Title: REDUCTION OF SERVER : IBM Corporation
OVERLOAD : Intellectual Property Law
: 11400 Burnet Road
: Austin, TX 78758

**TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT BEFORE MAILING DATE OF EITHER
A FINAL ACTION OR NOTICE OF ALLOWANCE (37 C.F.R. §1.97(c))**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**TIME OF TRANSMITTAL OF ACCOMPANYING
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

1. This supplemental information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in §1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either:
 - (1) a final action under §1.113 or
 - (2) a notice of allowance under §1.311,whichever occurs first.

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on July 19, 2005.


Toni Stanley

STATEMENT OR FEE

2. Accompanying this transmittal is

(check either A or B below)

A. ☐ a statement as specified in 37 C.F.R. §1.97(e).

OR

B. ☒ the fee set forth in 37 C.F.R. §1.17(p) for submission of a supplemental information disclosure statement under §1.97(c). (\$180.00).

FEE PAYMENT

3. Applicant elects the option to pay the fee set forth in 37 C.F.R. §1.117(p) for submission of a supplemental information disclosure statement under §1.97(c) (\$180.00).

Fee due \$ 180.00

METHOD OF PAYMENT OF FEE

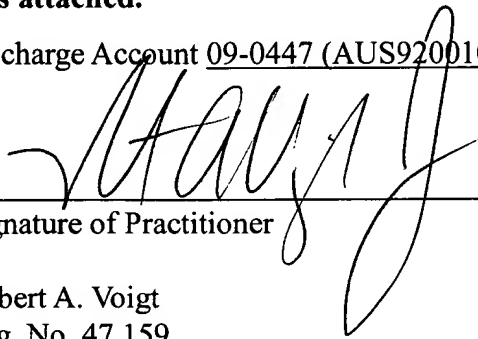
- 4.

☐ Attached is a check in the amount of \$ 0.

☒ Charge Account No. 09-0447 (AUS920010369US1) in the amount of \$180.00.

A duplicate of this request is attached.

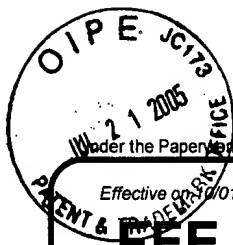
If any additional fees are due, please charge Account 09-0447 (AUS920010369US1).



Signature of Practitioner

Robert A. Voigt
Reg. No. 47,159

WINSTEAD SECHREST & MINICK P.C.
Attorney for Applicants
P.O. Box 50784
Dallas, Texas 75201
(512) 370-2832



PTO/SB/17 (11-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 01/01/2004. Patent fees are subject to annual revision.

FEE TRANSMITTAL
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** **180.00****Complete if Known**

Application Number	09/892,963
Filing Date	06/27/2001
First Named Inventor	Dwip Banerjee
Examiner Name	Shah, Chirag G.
Art Unit	2664
Attorney Docket No.	AUS920010369US1

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order☒ Deposit Account ☐ NoneDeposit
Account
Number
Deposit
Account
Name

09-0447

IBM Corporation

The Director is hereby authorized to: (check all that apply)

- ☒ Charge fee(s) indicated below
- ☐ Charge fee(s) indicated below, **except for the filing fee**
- ☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
- ☒ Credit any overpayments

to the above-identified deposit account.

☐ Other (please identify): _____**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING FEE**

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid(\$)
Utility Filing Fee	790	395	
Design Filing Fee	350	175	
Plant Filing Fee	550	275	
Reissue Filing Fee	790	395	
Provisional Filing Fee	160	80	

Subtotal (1) \$**FEE CALCULATION** (continued)**2. EXTRA CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20	50	25
Each independent claim over 3	200	100
Multiple dependent claims	360	180
For Reissues, each claim over 20 and more than in the original patent	50	25
For Reissues, each independent claim more than in the original patent	200	100

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ - 20 or HP = _____ x _____ = _____			
HP = highest number of total claims paid for, if greater than 20			

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ - 3 or HP = _____ x _____ = _____			
HP = highest number of independent claims paid for, if greater than 3			

Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
_____	_____	_____

Subtotal (2) \$**3. OTHER FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid(\$)
1-month extension of time	120	60	
2-month extension of time	450	225	
3-month extension of time	1,020	510	
4-month extension of time	1,590	795	
5-month extension of time	2,160	1,080	
Information disclosure stmt. fee	180	180	180
37 CFR 1.17(q) processing fee	50	50	
Non-English specification	130	130	
Notice of Appeal	500	250	
Filing a brief in support of appeal	500	250	
Request for oral hearing	1,000	500	
Other:			

Subtotal (3) \$ 180.00**SUBMITTED BY**

Signature

Registration No.
(Attorney/Agent)

47.159

Telephone 512.370.2832

Name (Print/Type)

Robert A. Voigt, Jr.

Date 07/19/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

-1-

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:	Before the Examiner:
Banerjee et al.	:	Shah, Chirag G.
Serial No.: 09/892,963	:	Group Art Unit: 2664
Filed: June 27, 2001	:	
Title: REDUCTION OF SERVER OVERLOAD	:	IBM Corporation
	:	Intellectual Property Law
	:	11400 Burnet Road
	:	Austin, TX 78758

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

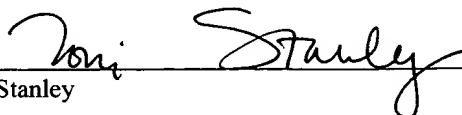
Dear Sir:

This Supplemental Information Disclosure Statement is being submitted in connection with the above- identified application for patent. Applicant submits herewith patents, publications or other information of which he is aware, which he believes may be material to the patentability of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on July 19, 2005.

07/21/2005 AADDF01 00000073 090447 09892963
01 FC:1806 180.00 DA


Toni Stanley

While this Supplemental Information Disclosure Statement may be "material" pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

The attached form, PTO-1449, provides a listing of patents, publications, or other information as required by 37 C.F.R. § 1.98(a)(1).

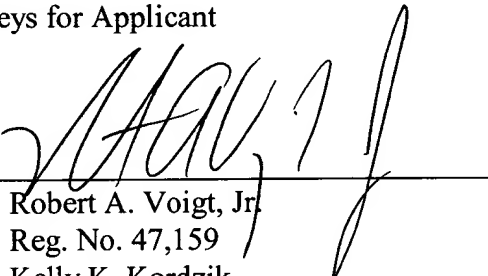
A copy of each of the items identified on the attached Form PTO-1449 is supplied herewith, except for the U.S. patents and pending patent applications, for which no copies are being submitted.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicant

By: _____


Robert A. Voigt, Jr.
Reg. No. 47,159
Kelly K. Kordzik
Reg. No. 36,571

P.O. Box 50784
Dallas, Texas 75201
(512) 370-2832

In Place of FORM PTO-1449 (Modified)

Serial No.: 09/892,963

Applicants: Banerjee et. al.

Filing Date: 06/27/2001

Group: 2664

Atty. Docket No.: AUS920010369US1

**LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANTS' INFORMATION DISCLOSURE
STATEMENT**

Reference Designation

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
____AAA	2002/0101819	08/01/02	Goldstone	370	229	
____ABA	6,279,113	08/21/01	Vaidya	713	201	
____ACA	5,892,903	08/06/99	Klaus	395	187.01	
____ADA	6,389,532	05/14/02	Gupta et al.	713	60	
____AEA						
____AFA						
____AGA						
____AHA						
____AIA						
____AJA						
____AKA						
____ALA						
____AMA						

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation Yes No
____ANA						
____AOA						

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner
Initial

____APA

____AQA

____ARA

____ASA

____ATA

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.